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Attorney Docket No.: CLWZ 2 00147

AMENDMENT TRANSMITTAL LETTER

Ser. No.: 09/977,406	Filed: October 15, 2001	Examiner: Holleran, Anne L.
Art Unit: 1642	Title: PHARMACEUTICAL PREPARATIONS AND METHODS FOR INHIBITING TUMORS	

To the Commissioner for Patents:

Transmitted herewith is an *Amendment D* in the above-identified application. The fee has been calculated as shown below.

CLAIMS AS AMENDED						
	Claims remaining after amendment		Highest Number Previously Paid For	No. of Extra Claims Present	Rate	Additional Rate
Total Claims	40	Minus	183	0	X 18	\$0.00
Indep. Claims	5	Minus	5	0	xd 88	0.00
TOTAL					=	\$0.00

- ☒ No additional fee is required.
☐ A check in the amount of \$176.00 is attached.
☐ Charge \$ to Deposit Account No. 06-0308.
☐ Applicants hereby petition the Commissioner under 37 C.F.R. § 1.136(a) and request a ___ month **extension of time** to respond to the outstanding Office Action. Enclosed is a check in the amount of \$110.00 to cover the applicable extension of time fees.
☒ Applicants request any extensions of time that may be necessary and authorize the required fees be charged to Deposit Account No. 06-0308.
☒ Please charge any additional fees or credit overpayment to Deposit Account No. 06-0308.

Respectfully submitted,


FAY, SHARPE, FAGAN, MINNICH & MCKEE, LLP

Date: July 13, 2005


Ann M. Skerry, Reg. No. 45,655
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CERTIFICATE OF MAILING

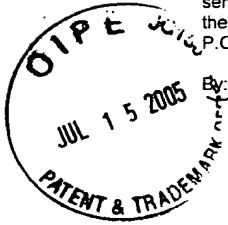
I certify that this Amendment Transmittal Letter and accompanying document(s) are being deposited with the United States Postal Service as First Class mail under 37 C.F.R. 1.8, addressed to: MAIL STOP AMENDMENT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date indicated below.

	Signature 
Date: July <u>13</u> , 2005	Printed Name: Trena Stewart

CERTIFICATE OF FIRST CLASS MAILING

I hereby certify that this paper and/or fee is being deposited with the United States Postal Service as First Class Mail service on July 13, 2005 and is addressed to the MAIL STOP AMENDMENT, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

By: Trenia Stewart
Trenia Stewart



PATENT

INVENTOR(S) : Seema GARDE, et al.

TITLE : PHARMACEUTICAL PREPARATIONS
AND METHODS FOR INHIBITING
TUMORS

APPLICATION NO. : 09/977,406

FILED : October 15, 2001

CONFIRMATION NO. : 4176

EXAMINER : Holleran, Anne L.

ART UNIT : 1642

LAST OFFICE ACTION : May 18, 2005

ATTORNEY DOCKET NO. : CLWZ 2 00147
Cleveland, OH 44114
February 22, 2005

AMENDMENT D

MAIL STOP AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This amendment is responsive to the Non-Final Office Action of May 18, 2005. Applicants wish to thank the Examiner for the courtesy of two telephone interviews on June 14, 2005 and July 1, 2005. The present amendment includes those claims which the Examiner considered to be allowable. Applicants do not concede the non-patentability of the claims no longer presented here and retain the right to pursue those claims in a divisional application.

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 7 of this paper.